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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/997,542	11/15/2001	David Botstein	P2730P1C26	7269

35489 7590 03/25/2009
GOODWIN PROCTER LLP
135 COMMONWEALTH DRIVE
MENLO PARK, CA 94025

EXAMINER

LANDSMAN, ROBERT S

ART UNIT	PAPER NUMBER
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1647

MAIL DATE	DELIVERY MODE
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PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte DAVID BOTSTEIN, AUDREY GODDARD,
PAUL J. GODOWSKI, AUSTIN L. GURNEY,
MARGARET ANN ROY, and WILLIAM WOOD

Application 09/997,542
Technology Center 1600

Mailed: March 25, 2009

Before DALE M. SHAW, *Chief Appeals Administrator*.

ORDER RETURNING UNDOCKETED APPEAL

This application was electronically received by the Board of Patent Appeals and Interferences on August 14, 2008. A review of the application revealed that it is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the Examiner to address the following matter requiring attention prior to docketing.

On December 18, 2007, Appellants filed a Notice of Appeal. On March 18, 2008, Appellants filed an Appeal Brief. On March 18, 2009, Appellants filed a Request to Withdraw Appeal.

Accordingly, it is

ORDERED that this appeal is dismissed.

This application is returned to the Examiner for such further action as may be appropriate.

If there are any questions pertaining to this Order, please contact the Board of Patent Appeals and Interferences at 571-272-9797.

DMS/clj

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